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OFFICE OF GENERAL
COUNSEL

July 11, 2012

Jeff S. Jordan, Supervising Attorney
Complaints Examination & Legal Administration
Federal Election Commission
Washington, D.C. 20463

STATE OF MISSOURI)
) ss.
COUNTY OF JACKSON)

Re: MUR 6592

Dear Mr. Jordan,

This will acknowledge receipt of your correspondence dated June 19, 2012, referring to an FEC complaint against me. The documentation enclosed with your letter refers more to a complaint against Jacob Turk, Republican candidate for Missouri's 5th Congressional District. I am alleged to have provided in-kind services to the Turk campaign that were not reported. This allegation has no basis in fact.

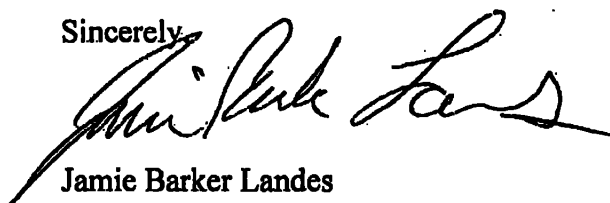
I served as lead counsel in the case known as *McClatchey et al. v. Carnahan*, No. 11AC-CC00752 in the Circuit Court of Cole County, Missouri, and No. SC92203 in the Supreme Court of Missouri. I took on representation of the seven *McClatchey* plaintiffs on a pro-bono basis. I did so solely because I firmly believe that the new Missouri Congressional District map, particularly the portion in and around metropolitan Kansas City, my lifelong hometown, was a ridiculous gerrymander, and the legislators who passed the map did so without any regard for the interests of the citizens they supposedly represent. Donna Turk was one of my seven plaintiffs because she wanted to be a part of the case. She was upset with the new map. I agreed to have her as a plaintiff because I needed at least one plaintiff who lived in that part of Lee's Summit, MO, that was moved from the 5th District to the 6th District. I thought someone like her (with campaign experience) might be a good witness as to how the new map impacts the political participation of Missouri residents. The other six plaintiffs had no connection to the Turk campaign. They, like me, were simply citizens who objected to the new Missouri Congressional

District map. My representation benefitted all seven plaintiffs equally, as well as all residents of the former and current 5th District who disliked the new map. Those residents are Democrats and Republicans alike. Almost no one here is pleased with this map. Enclosed is a copy of a press release I drafted following the release of the Supreme Court decision. It indicates my motives for the representation.

I would like to emphasize that I did not take on the case to benefit the Turk campaign. In fact, I do not believe the outcome of the case could have had any impact on the Turk campaign, even had the *McClatchey* plaintiffs won. The candidates are exempted from the normal residency requirements in this election cycle. I have been elected and continue to serve as the Republican Committeewoman for the 4th Ward of Jackson County, Missouri. I am uncommitted with respect to the Republican candidates for the 5th Congressional District. I have not and will not endorse Mr. Turk in the primary race. I have not and will not donate money or in-kind contributions, and I have not and will not volunteer my time for his campaign. I am not participating in his campaign, and I do not intend to become so involved unless and until Mr. Turk wins the 5th Congressional District Republican primary. I feel the same regarding the other Republican primary candidates, including Jason Greene and Jerry Nolte. I intend to support the winner of the 5th Congressional District Republican primary to the best of my ability, commensurate with my duties as a Republican county committeewoman. I am certain that support will be properly reported to your office.

I did not represent Stan McClatchey and the other *McClatchey* plaintiffs to help the Turk campaign. I represented them because I believe challenging the new Missouri Congressional District map is a worthwhile cause. If you have any further questions please contact me at your convenience.

Sincerely,

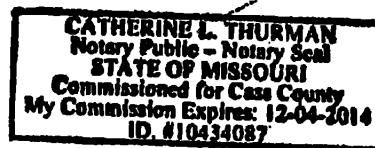

Jamie Barker Landes

Subscribed and sworn to before me this 20th day of July 2012.


Notary Public

My Commission Expires:

12-4-2014



Enclosure

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FOR IMMEDIATE RELEASE

May 30, 2012

Contact: Jamie Barker Landes,

The Redistricting Map Hurts Kansas City Voters, But There Is Hope For The Future

Our firm, Barker Landes LLC, was proud to represent the Western Missouri plaintiffs in the challenge to Missouri's new congressional redistricting map. We truly believe that this map does a disservice to voters by ignoring their needs in favor of the needs of career politicians. Saline County residents need a representative well versed in agriculture and rural concerns. Kansas City needs a representative to address problems with crime, public schools, public transit, and other urban and suburban concerns. Traditionally the 5th District was the urban district in our area, and the 4th and 6th Districts were comprised of rural areas. This is no longer the case. Both urban and rural voters will inevitably suffer for it.

On the bright side, this litigation had several positive effects that should outlast the current redistricting map. First, the judges in this case established for the first time that each Missouri voter has the right to reside in a district that is constitutionally compact. Prior case law required only a "substantial" number of the districts to be compact. Second, the judges in this case established that compactness must be measured objectively. Whether the legislature had good intentions, or made a public show of "considering" compactness, is no longer a determining factor. This prevents politicians from drawing maps with just a wink and a nod to the compactness requirement and should help rein in future abuses.

With respect to the final 4-3 opinion on the facts of the 2011 map, we find it very encouraging that the decision was so close. The four regular judges who heard the case split 2-2 on whether the Fifth District met the compactness requirement. We were disappointed that three regular judges chose to recuse themselves from this case, which required nothing more than interpreting a provision of the Missouri Constitution. The recusals gave the appearance of purely political motivations. We appreciate the service of the three special judges, who voted 2-1 to uphold the map. The close vote means that this map is likely the outside boundary of the meaning of "compact" in Missouri. Future legislatures should not push the issue any further.

The Court indicated a desire to leave political questions to the political realm. As such, the voters of metropolitan Kansas City and elsewhere in the 5th District should recognize that many of their representatives and senators chose to approve a map that does not serve the interests of their constituents. This choice should therefore be an issue in their upcoming re-election campaigns. As President Lincoln once said, "you can fool some of the people all of the time, and all of the people some of the time, but you cannot fool all of the people all of the time." It's time to take this issue to the ballot box and send a message to the career politicians that we can see their self-dealing and we will not stand for it.

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